

CLASS ACTION SUMMARY

**BROILERS PURCHASER DIRECT AND INDIRECT PURCHASER
ANTITRUST CLASS ACTION SETTLEMENTS**

DID YOUR BUSINESS PURCHASE CHICKEN?

YOU MAY BE ELIGIBLE TO RECOVER MONEY!

Eligible Class Members:

Eligible Class Members are all persons or entities who or which:

Direct Class - directly purchased “Broilers” for use or delivery in the United States from the “Defendants” or their “Co-Conspirators”, subsidiaries or affiliates from January 1, 2008 through December 20, 2019 (excluding all federal, state or local governmental entities). There is **\$181.5366 MILLION** recovered thus far in class action settlements. **First Round Filing Deadline:** The deadline to file a claim has passed. Claims may still be filed and acceptance is subject to Court approval. **Second Round Filing Deadline:** No Claim Forms are available at this time and no claim filing deadline has been set by the Court; or

Indirect Class - indirectly purchased, in the “Indirect Eligible Jurisdictions”, fresh or frozen raw chicken (defined as whole birds (with or without giblets), whole cut-up birds purchased within a package, or “white meat” parts including breasts and wings (or cuts containing a combination of these), but excluding chicken that is marketed as halal, kosher, free range or organic) from the Defendants or the Co-Conspirators for personal consumption from January 1, 2009 through December 31, 2020. There is **\$181 MILLION** recovered thus far in class action settlements. **Filing Deadline:** December 31, 2022.

“Indirect Eligible Jurisdictions”: The District of Columbia, CA, FL, HI, IL, IA, KS, ME, MA, MI, MN, MO, NE, NV, NH, NM, NY, NC, OR, RI, SC, SD, TN, UT and WI. ****The class period for RI commences on July 15, 2013. The class period ends on July 31, 2019 for all Indirect Class settlements noted below except for the settlement with Pilgrim Pride Corporation (“Pilgrim”) which ends on December 31, 2020; or**

Indirect Commercial Class - indirectly purchased, in the “Commercial Class Eligible Jurisdictions”, Broilers from the Defendants or the Co-Conspirators for their own use in commercial food preparation, including purchasers such as hospitals, nursing homes and schools, from January 1, 2008 to July 31, 2019 (excluding all federal or state governmental entities). There is **\$103.89 MILLION** recovered thus far in class action settlements. **Filing Deadline:** March 2, 2022.

“Commercial Class Eligible Jurisdictions”: The District of Columbia, AZ, CA, CT, FL, HI, IL, IA, KS, ME, MA, MI, MN, MS, MO, MT, NE, NV, NH, NM, NY, NC, ND, OR, RI, SC, SD, TN, UT, VT, WV and WI. **The class period ends on July 31, 2019 for all Indirect Commercial Class settlements noted below except for the settlements with Fieldale Farms Corporation (“Fieldale”) and Amick Farms, LLC (“Amick”) which ends on February 20, 2019. The Amick settlement is the only settlement that includes CT.**

**THIS IS NOT AN OFFICIAL COURT NOTICE.
INFORMATION CONTAINED IN THIS SUMMARY IS SUBJECT TO CHANGE.**

The Services FRS Provides: Financial Recovery Strategies (FRS) is a class action claims management consultant; we are not a court appointed claims administrator or class counsel. If you hire FRS, FRS will work within your guidelines to manage the claims process. The services that FRS provides include the following: (i) notifying you when we believe that you may be eligible to participate in settlements likely to be valuable to you; (ii) endeavoring to enhance the likelihood that all of your eligible business units (e.g., subsidiaries, divisions, acquisitions and divestitures) are included in the claims process; (iii) to reduce the support needed from your in-house staff, providing advice on what, if any, documents need to be collected and maintained, and, when requested, assisting in that effort; (iv) when required documents are not available or are too burdensome to collect, attempting to develop innovative alternatives to satisfy documentation requirements and striving to obtain approval of those alternatives; (v) preparing, assembling and submitting your claim package, and managing it throughout the claims processing phase, including working with you to address any concerns or questions claims administrators may have; (vi) providing regular updates on the recovery process; (vii) reviewing your payment to assure that it has not been under calculated; and (viii) following up with you to assure that your recovery check is deposited. FRS's recovery specialists are always available to answer any questions you may have.

How to Retain FRS: If you wish to hire FRS to file and manage a claim on your behalf, you must return a signed Claims Management Agreement and a signed Authority to File and Manage Claims. Before doing so, it is important that you understand their terms and make sure that all information about you is correct.

ELIGIBILITY SUMMARY

*Funds Amount:
Over \$466 Million

*Purchase Dates:
**January 1, 2008 -
December 31, 2020**

*Filing Deadlines:
Multiple

*See "eligible class members" section for
specific dates and fund amounts.

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Case History

In 2016, class action lawsuits were filed on behalf of the Direct Class, Indirect Class and Indirect Commercial Class in the Northern District of Illinois alleging the Defendants and Co-Conspirators conspired and combined to fix, raise, maintain, and stabilize the price of Broilers in violation of U.S. federal antitrust laws. At this time, the Direct Class has entered into a First Round of Settlements with Tyson (\$80 million), Pilgrim (\$75 million), Fieldale (\$2.25 million; *the class period ends on August 18, 2017 for this settlement), Peco (\$4.9646 million), George's (\$4.097 million) and; Amick (\$3.95 million) which have received final Court approval. A Second Round of Settlements is pending final approval with Harrison (\$3.3 million) and Mar-Jac (\$7.975 million). The Indirect Commercial Class has entered into settlements with Fieldale (\$1.4 million), Amick (\$2.95 million), Peco (\$3.525 million), George's (\$3.525 million), Tyson (\$42.5 million), Pilgrim (\$44 million) and Mar-Jac (\$5.99 million) in the total amount of approximately \$103.89 million. The Fieldale and Amick settlements received final approval and the remaining settlements are pending final approval. The Indirect Class has entered into settlements with Tyson (\$99 million), Fieldale (\$1.7 million), Peco (\$1.9 million), George's (\$1.9 million), Pilgrim (\$75.5 million) and Mar-Jac (\$1 million) for a total amount of approximately \$181 million. The Indirect Class settlements have received final approval. The litigation is presently ongoing against the remaining Defendants on behalf of the Classes. It is impossible to predict the outcome; however, it is possible that money may become available to eligible class members if additional settlements are reached with the Defendants in the future.

Definition of "Broilers": Broilers are chickens raised for meat consumption to be slaughtered before the age of 13 weeks, and which may be sold in a variety of forms, including fresh or frozen, raw or cooked, whole or in parts, or as a meat ingredient in a value-added product, but excluding chicken that is grown, processed, and sold per halal, kosher, free range, or organic standards.

"Defendants" and "Co-Conspirators": The following is a list of Defendants included in at least one of the class action complaints:

- Amick;
- Tyson Foods, Inc., Tyson Chicken, Inc., Tyson Breeders, Inc. and Tyson Poultry, Inc. (collectively, "Tyson");
- Pilgrim; Perdue Farms, Inc.;
- Perdue Foods LLC;
- JCG Foods of Alabama, LLC;
- JCG Foods of Georgia, LLC;
- Koch Foods, Inc.;
- Koch Meat Co., Inc.;
- Sanderson Farms, Inc. Sanderson Farms, Inc. (Food Division); Sanderson Farms, Inc. (Production Division);
- Sanderson Farms, Inc. (Processing Division);
- Wayne Farms, LLC;
- Mountaire Farms, Inc.;
- Mountaire Farms, LLC;
- Mountaire Farms of Delaware, Inc.;
- Peco Foods, Inc. ("Peco");
- Foster Farms, LLC;
- Foster Poultry Farms;
- House of Raeford Farms, Inc.;
- Simmons Foods, Inc.;
- Fieldale;
- George's, Inc. and George's Farms, Inc. (collectively, "George's");
- O.K. Foods, Inc.;
- O.K. Farms, Inc.;
- O.K. Industries, Inc.;
- Case Foods, Inc.;
- Case Farms, LLC;
- Case Farms Processing, Inc. and Mar-Jac Poultry, Inc., Mar-Jac Poultry MS, LLC, Mar-Jac Poultry AL, LLC, Mar-Jac AL/MS, Inc., Mar-Jac Poultry, LLC and Mar-Jac Holdings, LLC (collectively, "Mar-Jac"). Co-Conspirators include: Agri Stats, Inc.;
- Claxton Poultry Farms, Inc.;
- Norman W. Fries, Inc., d/b/a Claxton Poultry Farms, Inc.; and
- Harrison Poultry, Inc. ("Harrison").

Class Counsel or the Settlement Administrator may be contacted for additional settlement information. You also may visit the Court-approved website. Please understand that you have the right to file on your own. To learn more about our services, visit www.FRSCO.com.

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